

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-418-2017 (O&M)

Date of Decision:-05.03.2019.

Kulwant Kaur

.....Petitioner

Versus

Union of India and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. Sandeep Arora, Advocate for the petitioner.

Ms. Anita Balyan, Advocate for the respondents-UOI.

ARUN MONGA, J. (Oral)

At the outset, learned counsel for the respondents has objected to the maintainability of the present writ petition, on the ground that as per Section 3 (o) read with Section 34 of the Armed Forces Tribunal Act, 2007, the present petition ought to be transferred to the Armed Forces Tribunal at Chandimandir.

2.) Confronted with the situation, learned counsel for the petitioner contends that at the relevant time, when the petition was filed, there was no operational Bench hearing the matters in Armed Forces Tribunal at Chandimandir. He states that he has no objection if the present petition is transferred since the Armed Forces Tribunal is operational now.

3.) In view thereof, the present writ petition is transferred to Armed Forces Tribunal at Chandimandir for its disposal on merits, in

accordance with law. The parties are directed to appear before the Armed Forces Tribunal at Chandimandir on 10.04.2019. In the meanwhile, Registry is directed to transmit the paper book to the Armed Forces Tribunal at Chandimandir for its adjudication.

(ARUN MONGA)
JUDGE

March 05, 2019.
sandeep

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.